

Exhibit A

From: Darst, Richard E.
Sent: Tuesday, December 5, 2023 9:05 AM
To: Gordan, Anna C.
Subject: Fwd: Monterey Bay Military Housing et al v. Ambac Corporation et al Mediation - February 6 and 7, 2024

Sent from my iPhone

Begin forwarded message:

From: "Balber, Scott" <Scott.Balber@hsf.com>
Date: December 5, 2023 at 8:20:51 AM EST
To: Meghan Lettington <MLettington@phillipsadr.com>, Taylor Jones <taylorjones@quinnemanuel.com>, Rachel Epstein <rachelepstein@quinnemanuel.com>, Michael Carlinsky <michaelcarlinsky@quinnemanuel.com>, "Bowe, Michael J" <MBowe@brownrudnick.com>, "Tabaksblat, Lauren" <LTabaksblat@brownrudnick.com>, "Stoll, James W." <JStoll@brownrudnick.com>, "Strong, Marcus T." <MStrong@brownrudnick.com>, "McCaffrey, Meredith A." <MMcCaffrey@brownrudnick.com>, "Lev, Alexander P" <ALev@brownrudnick.com>, "Fay, Johanna P." <JFay@brownrudnick.com>, "Darst, Richard E." <RDarst@brownrudnick.com>, "Burke, Melanie D." <MBurke@brownrudnick.com>, stevemadison@quinnemanuel.com, isaacnesser@quinnemanuel.com, jeremybaldoni@quinnemanuel.com, tenishawilliams@quinnemanuel.com, danielkelly@quinnemanuel.com, johnsuper@quinnemanuel.com, matthewroznovak@quinnemanuel.com, michaelwittmann@quinnemanuel.com, maxwellhawley@quinnemanuel.com, josephbacchi@quinnemanuel.com, tai@taiparklaw.com, "Flood, Barron" <Barron.Flood@hsf.com>, "O'Donnell, John" <John.ODonnell@hsf.com>, "Jones, Michael" <Michael.Jones@hsf.com>, "Emch, Chris" <Chris.Emch@hsf.com>, "Gomez, Daniel" <Daniel.Gomez@hsf.com>, RBrodsky@gibsondunn.com, AChampion@gibsondunn.com, AAhmed@gibsondunn.com, JRose@gibsondunn.com, NStrauss@gibsondunn.com, CWilliams@gibsondunn.com, NPulakos@gibsondunn.com, HKirshner@gibsondunn.com, brian.muldrew@katten.com, david.goldberg@katten.com, spencer.croat@katten.com
Cc: Amanda Saunders <ASaunders@phillipsadr.com>
Subject: RE: Monterey Bay Military Housing et al v. Ambac Corporation et al Mediation - February 6 and 7, 2024

CAUTION: External E-mail. Use caution accessing links or attachments.

Hi Ms. Lettington –

There appears to be some confusion on your end, as we know absolutely nothing about this. Regardless, my clients have zero interest in mediating this dispute. Thank you for your email but please remove the HSF team from your distribution list going forward.

Regards,

Scott S. Balber
Managing Partner
Herbert Smith Freehills New York LLP

T +1 917 542 7810 M +1 646 431 4622 F +1 917 542 7601

www.herbertsmithfreehills.com

From: Amanda Saunders <ASaunders@phillipsadr.com> **On Behalf Of** Meghan Lettington

Sent: Monday, December 4, 2023 7:30 PM

To: Taylor Jones <taylorjones@quinnemanuel.com>; Rachel Epstein <rachelepstein@quinnemanuel.com>; Meghan Lettington <MLettington@phillipsadr.com>; Michael Carlinsky <michaelcarlinsky@quinnemanuel.com>; mbowe@brownrudnick.com; ltabaksblat@brownrudnick.com; James W. Stoll <jstoll@brownrudnick.com>; mstrong@brownrudnick.com; mmcCaffrey@brownrudnick.com; alev@brownrudnick.com; jfay@brownrudnick.com; rdarst@brownrudnick.com; mburke@brownrudnick.com; stevemadison@quinnemanuel.com; isaacnesser@quinnemanuel.com; jeremybaldoni@quinnemanuel.com; tenishawilliams@quinnemanuel.com; danielkelly@quinnemanuel.com; johnsuper@quinnemanuel.com; matthewroznovak@quinnemanuel.com; michaelwittmann@quinnemanuel.com; maxwellhawley@quinnemanuel.com; josephbacchi@quinnemanuel.com; tai@taiparklaw.com; Balber, Scott <Scott.Balber@hsf.com>; Flood, Barron <Barron.Flood@hsf.com>; O'Donnell, John <John.ODonnell@hsf.com>; Jones, Michael <Michael.Jones@hsf.com>; Emch, Chris <Chris.Emch@hsf.com>; Gomez, Daniel <Daniel.Gomez@hsf.com>; RBrodsky@gibsondunn.com; AChampion@gibsondunn.com; AAhmed@gibsondunn.com; JRose@gibsondunn.com; NStrauss@gibsondunn.com; CWilliams@gibsondunn.com; NPulakos@gibsondunn.com; HKirshner@gibsondunn.com; brian.muldrew@katten.com; david.goldberg@katten.com; spencer.croat@katten.com

Cc: Amanda Saunders <ASaunders@phillipsadr.com>; Meghan Lettington <MLettington@phillipsadr.com>

Subject: Monterey Bay Military Housing et al v. Ambac Corporation et al Mediation - February 6 and 7, 2024

Dear Counsel:

Please find attached Judge Phillips' retention agreement and accompanying invoices for the above referenced matter.

By way of disclosure, please note that Judge Phillips has previously mediated matters involving Ambac Assurance Corporation and Jefferies LLC and has conducted various and separate ADR matters with all the identified law firms except for Tai Park Law.

Judge Phillips does not believe these disclosures represent conflicts that would disqualify him from serving as the neutral mediator in the above referenced matter. He did, however, feel they warranted disclosure to the parties.

Please pay particular attention to our cancellation policy which is set forth in the retention agreement and return the signed retainer as soon as possible.

Let me know if you have any questions.

Meghan Lettington

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